# CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" on March 29, 2004.



Joseph Wear

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**APPLICANT** 

Peter J. WILK

SERIAL NO.

09/435,525

**FILED** 

November 11, 1999

**FOR** 

Method and Device for Improving Cardiac Function

**GROUP ART UNIT** 

3763

**EXAMINER** 

M. Mendez

Mail Stop Non Fee Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

TECHNOLOGY CENTER R3700

# RESPONSE TO OFFICE COMMUNICATION

SIR:

In response to the Office Communication of March 24, 2004, Applicant encloses herewith a copy of a Response to Office Action, dated and submitted January 7, 2004. Applicant resubmits this Response to Office Action in response to The Examiner's Comment in which page three of the Action is missing.

Respectfully Submitted,

COLEMAN SUDOL SAPONE, P.C.

R. Neil Sudol

Reg. No. 31,669

714 Colorado Avenue Bridgeport, CT 06605-1601 (203) 366-3560

Date: March 29, 2004

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January 7, 2004.

R. Neil Sudol

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT(S)

: Peter J. WILK

SERIAL NO.

: 09/435,525

**FILED** 

: 11/8/99

**FOR** 

: Method and Device for Improving Cardiac Function

GROUP ART UNIT : 3763

**EXAMINER** 

: M. Mendez

Mail Stop Non-Fee Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450 APR 0 5 2004

TECHNOLOGY CENTER R3

#### **RESPONSE TO OFFICE ACTION**

SIR:

In response to the Office Action of October 7, 2003 in the above-identified application, applicant respectfully requests that the Examiner reconsider the rejection of the pending claims in view of the following observations.